

ASSEMBLY BILL

No. 887

Introduced by Assembly Member Ting

February 26, 2015

An act to amend Section 8204 of the Elections Code, relating to elections.

LEGISLATIVE COUNSEL'S DIGEST

AB 887, as introduced, Ting. Primary election nominations: judicial officers.

Existing law establishes the procedures by which candidates for judicial office are nominated. For a candidate's name to be included on the ballot at a direct primary election, existing law requires the candidate to deliver to the county elections official a declaration of candidacy and nomination papers not later than 5 p.m. on the 88th day prior to the primary election. However, existing law provides an additional 5 days to file nomination papers for a judicial office if the incumbent of the office dies on or before the last day prescribed for the filing of nomination papers, or files a declaration of intention but fails to file his or her nomination papers by the last day prescribed for the filing of the papers.

This bill would make a technical, nonsubstantive change to these provisions.

Vote: majority. Appropriation: no. Fiscal committee: no.

State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 8204 of the Elections Code is amended
2 to read:

3 8204. (a) If an incumbent of a judicial office dies on or before
4 the last day prescribed for the filing of nomination papers, or files
5 a declaration of intention but for any reason fails to file his or her
6 nomination papers by the last day prescribed for the filing of the
7 papers, an additional five days shall be allowed for the filing of
8 nomination papers for the office.

9 (b) ~~Any~~A person other than the person who was the incumbent,
10 if otherwise qualified, may file nomination papers for the office
11 during the extended period, notwithstanding that he or she has not
12 filed a written and signed declaration of intention to become a
13 candidate for the office as provided in Sections 8023 and 8201.

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